

UTAH STATE OFFICE OF EDUCATION
LEGISLATIVE TRACKING SHEET
March 3, 2010

2010 EDUCATION-RELATED BILLS

KEY: S = Support H = Hold for Further Study STATUS KEY: H = House D = Docket P = Passed *The status of bills on the USOE tracking sheet is updated weekly. For complete information, please access the bill at the Utah State Legislature's website.
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| Bill # | Title | Sponsor | Description | *Status | USBE | USBA/ USSA | PTA | UEA | UAESP | UASSP | USEA |
|----------------|--|------------|---|---------|------|---------------|-----|-----|-------|-------|------|
| <u>HB 1</u> | Minimum School Program Base Budget | M. Newbold | This bill appropriates state and local funds for the Minimum School Program for fiscal year 2010-11; appropriates \$22,049,700 to the State Board of Education for fiscal year 2010-11 for school building aid programs for school districts; establishes the value of the weighted pupil unit at \$2,487 for fiscal year 2010-11; establishes the estimated minimum basic tax rate at .001513 for fiscal year 2010-11. This bill appropriates: as an ongoing appropriation, the following Minimum School Program monies: \$1,990,547,523 from the Uniform School Fund for fiscal year 2010-11; and \$20,000,000 from the Uniform School Fund Restricted - Interest and Dividends Account for fiscal year 2010-11; and as an ongoing appropriation, \$22,049,700 from the Uniform School Fund for school building aid programs for fiscal year 2010-11. This bill takes effect on July 1, 2010. | HR | | | | | | | |
| <u>1SHB 1</u> | Minimum School Program Base Budget | M. Newbold | This bill appropriates state and local funds for the Minimum School Program for fiscal year 2010-11; appropriates \$22,049,700 to the State Board of Education for fiscal year 2010-11 for school building aid programs for school districts; establishes the value of the weighted pupil unit at \$2,487 for fiscal year 2010-11; establishes the estimated minimum basic tax rate at .001513 for fiscal year 2010-11; provides that if monies appropriated to charter schools to replace local property taxes are less than the amount prescribed by a statutory funding formula, monies shall be allocated among charter schools in proportion to each charter school's share of the total enrollment in charter schools; and makes technical amendments. This bill appropriates as an ongoing appropriation, the following Minimum School Program monies: \$1,990,547,523 from the Uniform School Fund for fiscal year 2010-11; and \$20,000,000 from the Uniform School Fund Restricted - Interest and Dividends Account for fiscal year 2010-11; and as an ongoing appropriation, \$22,049,700 from the Uniform School Fund for school building aid programs for fiscal year 2010-11. This bill takes effect on July 1, 2010. | GS | | | | O | | | |
| <u>HB 4</u> | Current School Year Supplemental Minimum School Program Budget Adjustments | M. Newbold | This bill modifies funding for the Minimum School Program in fiscal year 2009-10 as follows: increases funding for educator salary adjustments, the state-supported voted leeway program, and the state-supported board leeway program; and reduces funding for Social Security and retirement. This bill makes appropriations to the Uniform School Fund for fiscal year 2009-10 only, and reduces appropriations previously made from the Uniform School Fund for fiscal year 2009-10 only, resulting in a net appropriation of \$0. | GS | | | | S | | | |
| <u>HB 21</u> | Expungement Revisions | J. Fisher | This bill creates a specific definition of expungement; sets out the steps a petitioner must take to obtain an expungement; specifies what cannot be expunged; allows the Bureau of Criminal Identification to charge application and issuance fees; requires the bureau to expedite the eligibility process for a person who is acquitted; and changes how agencies handle expunged records. | PHS | | | | | | | |
| <u>HB 27</u> | Per Diem and Travel Expense Modifications | C. Frank | This bill replaces language used to describe per diem and travel expenses for members of boards, commissions, councils, and committees with standardized language. | PHS | | | | LI | | | |
| <u>HB 29</u> | School District Division Amendments | L. Black | This bill requires the election, at the next general election following voter approval of the proposal to create a new school district, of: the school board members for the existing school district whose terms are expiring; all members to the school board of the new school district; and all members to the school board of the remaining school district; modifies the effective date for the new school district; and modifies certain provisions relating to the allocation of school district property. | PHS | S | H | | S | | S | S |
| <u>HB 42</u> | School District Employees - Career Status Requirements | R. Menlove | This bill modifies the Utah Orderly School Termination Procedures Act regarding requirements for school district employees to obtain career status to allow a local school board to determine the number of years, within a range of three to five years, a provisional employee must work to obtain career status. | HC | | S | | | | | |
| <u>1SHB 42</u> | School District Employees - Career Status Requirements | R. Menlove | This bill allows a school district to extend the period of time a provisional employee must work to obtain career status. | PHS | S | S | | U | | S | U |

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|----------------|--|-----------|---|---------|------|---------------|-----|-----|-------|-------|------|
| <u>HB 71</u> | Nicotine Product Restrictions | P. Ray | This bill amends provisions of the Uniform Driver License Act, provisions relating to the state system of public education, the Utah Criminal Code, and the Utah Code of Criminal Procedure to place restrictions on the provision, obtaining, and possession of a nicotine product and to enforce these restrictions. | HC | | | | | | | |
| <u>1SHB 71</u> | Nicotine Product and Flavored Smokeless Tobacco Restrictions | P. Ray | This bill amends provisions of the Uniform Driver License Act, provisions relating to the state system of public education, the Utah Criminal Code, and the Utah Code of Criminal Procedure to place restrictions on the provision, obtaining, and possession of a nicotine product, or a flavored tobacco product, and to enforce these restrictions. | HC | | | | | | | |
| <u>2SHB 71</u> | Nicotine Product Restrictions | | This bill defines terms; makes it a class A misdemeanor to knowingly acquire, use, display, or transfer a false or altered driver license certificate or identification card to procure a nicotine product; provides that the State Board of Education may, and local boards of education and governing boards of charter schools shall, adopt rules that prohibit the illicit use, possession, or distribution of a nicotine product; subject to certain exceptions, prohibits, and provides penalties for, the provision, obtaining, or possession of a nicotine product; addresses advertising requirements relating to a nicotine product; and makes technical changes. | H | | S | | | | | |
| <u>3SHB 71</u> | Nicotine Product Restrictions | P. Ray | This bill defines terms; makes it a class A misdemeanor to knowingly acquire, use, display, or transfer a false or altered driver license certificate or identification card to procure a nicotine product; provides that the State Board of Education may, and local boards of education and governing boards of charter schools shall, adopt rules that prohibit the illicit use, possession, or distribution of a nicotine product; subject to certain exceptions, prohibits, and provides penalties for, the provision, obtaining, or possession of a nicotine product; describes when sale of a nicotine product is required to be face-to-face and provides criminal penalties for violation of those requirements; addresses enforcement of, and investigation of violations of, the provisions of this bill; describes when free distribution of a nicotine product is prohibited and provides criminal penalties for violation of those prohibitions; and makes technical changes. This bill coordinates with H.B. 88, Electronic Cigarette Restrictions, by providing technical amendments. | S | | S | S | S | | | |
| <u>HB 72</u> | Utah School Seismic Hazard Inventory | L. Wiley | This bill enacts the School Seismic Safety Act which: requires a school district or charter school to conduct a seismic evaluation of each facility used by the school district or charter school using specified standards; and directs the State Board of Education to adopt rules. This bill appropriates: for fiscal year 2010-11 only, \$500,000 from the General Fund to the State Board of Education. This bill takes effect on July 1, 2010. | HC | H | H | S | | | | SC |
| <u>1SHB 72</u> | Utah School Seismic Hazard Inventory | L. Wiley | This bill enacts the School Seismic Safety Act which: requires a school district or charter school to conduct a seismic evaluation of each facility used by the school district or charter school using specified standards; creates and specifies the duties of the Public School Seismic Safety Committee; directs the State Board of Education to adopt rules; provides certain immunity from suit relating to a seismic safety evaluation; repeals the School Seismic Safety Act on July 1, 2020; and makes technical changes. This bill appropriates: for fiscal year 2010-11 only, \$25,000 from the General Fund to the State Board of Education. This bill takes effect on July 1, 2010. | H | | LI | | | | | |
| <u>HB 81</u> | School Employee Criminal Background Check | S. Allen | This bill allows a school district or charter school to require an employee to periodically submit to a criminal background check in accordance with rules of the State Board of Education or policies of the local school board or charter school governing board; provides that a school district, charter school, or private school may require an applicant or employee to pay for the costs of a criminal background check; allows the State Board of Education to require an educator to submit to a criminal background check where reasonable cause exists; and makes technical amendments. | S | S | S | | N | S | S | O |
| <u>1SHB 81</u> | School Employee Criminal Background Check | S. Allen | This bill allows a school district or charter school to require an employee to periodically submit to a criminal background check in accordance with rules of the State Board of Education or policies of the local school board or charter school governing board; provides that a school district, charter school, or private school may require an applicant or employee to pay for the costs of a criminal background check; allows the State Board of Education to require an educator to submit to a criminal background check where reasonable cause exists; imposes requirements for criminal background checks of contract employees; and makes technical amendments. | PHS | | S | | | | | |
| <u>HB 83</u> | Public Employees' Retirement - Spousal Election | C. Wallis | This bill requires a person who is selecting a retirement allowance option under the Public Employees' Contributory or Noncontributory Retirement Act to obtain written consent for the selected option from the person's spouse, as applicable with certain exceptions; requires a person who is selecting a partial lump-sum payment option at the time of application for retirement to obtain written consent for the selected option from the person's spouse, as applicable with certain exceptions; and makes technical changes. | HC | | | | S | | | |

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|-----------------|---|--------------|--|---------|------|---------------|-----|-----|-------|-------|------|
| <u>1SHB 83</u> | Public Employees' Retirement - Spousal Election | C. Wallis | This bill requires the Utah State Retirement Office to provide written notice to a retiree's spouse of the retirement allowance option election made by the retiree under the Public Employees' Contributory or Noncontributory Retirement Act if there is a spouse of the retiree on file with the office. | H | | S | | S | | | |
| <u>HB 88</u> | Electronic Cigarette Restrictions | R. Menlove | This bill defines terms; makes it a class A misdemeanor to knowingly acquire, use, display, or transfer a false or altered driver license certificate or identification card to procure an electronic cigarette; provides that the State Board of Education may, and local boards of education and governing boards of charter schools shall, adopt rules that prohibit the illicit use, possession, or distribution of an electronic cigarette; and describes when free distribution of an electronic cigarette is prohibited; and provides criminal penalties for violation of those prohibitions. | PHS | | S | S | S | | S | |
| <u>HB 90</u> | Income Tax Amendments | B. King | This bill creates income tax brackets; and increases individual income tax rates on taxpayers with state taxable income above certain levels. This bill takes effect for a taxable year beginning on or after January 1, 2011. | HR | | S | | S | | | |
| <u>HB 99</u> | Background Checks for School Sports Officials | L. Black | This bill requires an individual to submit to a background check before becoming certified as an official; requires an official to pay the cost of a background check; provides procedures to appeal; and with certain exceptions, prohibits individuals who have not had a background check as part of their certification process from officiating at secondary school athletic competitions. | HC | U | N | | S | | U | |
| <u>HB 103</u> | Reduced Speed School Zone Amendments | S. Sandstrom | This bill provides that notwithstanding any contrary rule made by the Department of Transportation, a local highway authority may establish a reduced speed school zone at a signalized intersection for a highway under its jurisdiction. | PHS | | S | S | S | | S | |
| <u>HB 105</u> | Public School Employee Auditory Protection Requirements | L. Black | This bill requires a local school board or charter school governing board, in consultation with the Division of Occupational Safety and Health, to set safety standards for employees exposed to certain levels of sound; and provides employees at risk of hearing damage with a minimum level of hearing protection. | FHC | | U | | SC | | | |
| <u>HB 117</u> | Public Education Capital Outlay Act | M. Brown | This bill modifies the Capital Outlay Foundation Program by: eliminating base funding except for school districts with fewer than 1,000 pupils in average daily membership; setting the base tax effort rate at the average of the highest school district's capital and debt service levies and the statewide average of school districts' capital and debt service levies; and directing the State Board of Education to determine a school district's allocation of funds under the program using data from the fiscal year two years prior to the fiscal year the school district receives the allocation; modifies the fiscal year of the data that is used to determine a school district's allocation of funds under the Enrollment Growth Program; and makes technical amendments. | PH | | S | | | | S | |
| <u>HB 127</u> | Reproductive Health Education Amendments | L. Hemingway | This bill directs the State Board of Education to: establish curriculum requirements that include instruction in human development, healthy relationships, and reproductive health, including a general discussion of contraception with its benefits and limitations; and select instructional materials for use in a general discussion of contraception with its benefits and limitations; imposes restrictions relating to health instruction; requires that instructional materials for health instruction provide opportunities for interaction between a student and the student's parent or guardian; and makes technical amendments. | HR | | S | SC | S | | | |
| <u>1SHB 127</u> | Reproductive Health Education Amendments | L. Hemingway | This bill directs the State Board of Education to prepare instructional materials related to contraception in compliance with state law and board rules; provides that a local school board may adopt instructional materials related to contraception prepared by the State Board of Education; provides that if a school district does not use instructional materials related to contraception prepared by the State Board of Education, the materials shall be available for review and use by parents and legal guardians; and makes technical changes. | HR | | S | | | | | |
| <u>HB 129</u> | Amendments to Education Financing | M. Newbold | This bill repeals the authority of school districts to levy certain property taxes; sets the statewide minimum basic tax rate at a fixed rate beginning in 2011; requires the Legislature to increase the value of the weighted pupil unit for purposes of determining school districts' income tax funding by an amount equal to the increased amount of revenue generated statewide by the minimum basic tax rate from the prior year; creates a board local discretionary levy and a capital discretionary levy for school districts; sets the tax rates for the board local discretionary levy and the capital discretionary levy for the first taxable year; provides procedures for setting a school district's certified tax rate after the first taxable year; adjusts a school district's certified tax rate due to the repeal or amendment of the property taxing authority of the school district; defines terms; and makes technical changes. This bill takes effect on January 1, 2011. | FHC | | O | | N | | | |

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| HB 134 | Education Donation Tax Credit | E. Vickers | This bill creates a nonrefundable tax credit for certain contributions made to an institution of higher education or entity within the state system of public education; provides that the tax credit is subject to apportionment for a nonresident or part-year resident individual or a nonresident estate or trust; establishes administration procedures; grants rulemaking authority to the State Board of Education and the State Board of Regents; and makes technical changes. This bill takes effect for a taxable year beginning on or after January 1, 2011. | HR | | | | N | | | |
| HB 137 | Public School Funding | W. Harper | This bill repeals the authority of school districts to levy certain property taxes; creates a board local discretionary levy and a capital discretionary levy for school districts; sets the tax rates for a board local discretionary levy and a capital discretionary levy for the first taxable year; provides that in setting the tax rate for a board local discretionary levy in the first year, the amount of tax revenue that may be generated is reduced by the amount of sales and use tax revenue the school district receives; prohibits a fiscal year taxing entity from imposing a property tax rate higher than the fiscal year taxing entity's certified tax rate for taxable years beginning on or after January 1, 2010, and ending on or before December 1, 2011; prohibits a calendar year taxing entity from imposing a property tax rate higher than the calendar year taxing entity's certified tax rate for the taxable year beginning on January 1, 2011, and ending on December 31, 2011; modifies the distribution of revenue from uniform fees on certain property; increases the sales and use tax by 0.1%; dedicates the revenue generated by a 0.1% sales and use tax to the Uniform School Fund; defines terms; and makes technical changes. | H | | O | | W | | | |
| HB 138 | Hazing Penalties | C. Moss | This bill provides a penalty for a charge of hazing when an alcoholic product, drug, or other substance is involved; and makes technical changes. | SR | | N | | S | | | |
| HB 143 | Eminent Domain Authority | C. Herrod | This bill authorizes the state to exercise eminent domain authority on property possessed by the federal government unless the property is owned by the federal government in accordance with the United States Constitution Article I, Section 8, Clause 17. | SR | | | | W | | | |
| HB 149 | School Finance Amendments | R. Bigelow | This bill removes a statutorily imposed cap on the maximum number of students that may be enrolled in charter schools each year; allows the State Board of Education to approve an increase in charter school enrollment capacity subject to the Legislature appropriating funds for the increase; allows a school district or charter school that receives an allocation of funds for certain programs that is less than \$10,000 to combine the funds with certain other program funds; describes how program funds that are combined may be used; and makes technical amendments. This bill takes effect on July 1, 2010. | H | S | S | | W | | | |
| HB 166 | Reductions to Education Mandates | R. Menlove | This bill exempts tenth grade students from passing the tenth grade basic skills competency test for two years; exempts a local school board from the requirement to develop and administer certain activity disclosure statements for two years; exempts a school district from certain requirements related to the disposal of textbooks for two years; exempts a local school board from the requirement to prepare and present an annual presentation on adoption for two years; exempts a school district from certain requirements related to an independent evaluation of the purchasing of instructional materials for two years; amends provisions related to the transportation levy; amends provisions related to a school district's or charter school's requirement to file certain information on the Utah Public Finance Website to allow a public school two years before complying with the requirements; and makes technical changes. | HD | | S | | | | | |
| 1SHB 166 | Reductions to Education Mandates | J. Dougall | This bill exempts school districts and charter schools from the requirement to administer the tenth grade basic skills competency test for two years; modifies the requirements to obtain a basic high school diploma for two years; exempts a local school board from the requirement to develop and administer certain activity disclosure statements for two years; exempts a school district from certain requirements related to the disposal of textbooks for two years; exempts a local school board from the requirement to prepare and present an annual presentation on adoption for two years; exempts a school district from certain requirements related to an independent evaluation of the purchasing of instructional materials for two years; eliminates the requirement to administer criterion-referenced tests for students in the second grade; exempts the State Board of Education and public schools from complying with certain school performance reporting requirements for two years; requires the State Board of Education to review mandates or requirements in board rule to determine if certain mandates could be waived for two years; amends provisions related to the transportation levy; amends provisions related to a school district's or charter school's requirement to file certain information on the Utah Public Finance Website to allow a public school two years before complying with the requirements; and makes technical changes. | SR | | | | SC | S | S | |

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| <u>HB 177</u> | Public Employees' Health Care | D. Litvack | This bill defines the term "adult designee"; and extends health insurance coverage for state employees to include an adult designee. | HR | | | | N | | | |
| <u>HB 178</u> | Bureau of Criminal Identification Fee Amendments | E. Hutchings | This bill adds an application fee for a certificate of eligibility for expungement of \$25; and changes the Bureau of Criminal Identification fees for: fingerprint cards from \$15 to \$20; name check from \$10 to \$15; issuance of a certificate of eligibility for expungement from \$25 to \$56 unless exempted in Subsection 77-18-10(6); right of access service and an individual's criminal history report from \$10 to \$15; and criminal history background check when purchasing a firearm from \$7.50 to \$10. This bill coordinates with H.B. 21, Expungement Revisions, by providing technical amendments. | HC | | | | | | | |
| <u>1SHB 178</u> | Bureau of Criminal Identification Fee Amendments | E. Hutchings | This bill adds an application fee for a certificate of eligibility for expungement of \$25; and changes the Bureau of Criminal Identification fees for: fingerprint cards from \$15 to \$20; name check from \$10 to \$15; issuance of a certificate of eligibility for expungement from \$25 to \$56 unless exempted in Subsection 77-18-10(6); and right of access service and an individual's criminal history report from \$10 to \$15. This bill coordinates with H.B. 21, Expungement Revisions, by providing technical amendments. | S | | | | N | | | |
| <u>HB 194</u> | Grants for Math Teacher Training | B. Last | This bill appropriates money to the State Board of Education to award grants to institutions of higher education or nonprofit education organizations for math teacher training programs; specifies the qualifications of individuals eligible to receive the training; and requires the State Board of Education to make rules establishing criteria for awarding grants for math teacher training programs. This bill appropriates as an ongoing appropriation subject to future budget constraints, \$250,000 from the Uniform School Fund for fiscal year 2010-11 to the State Board of Education. | HR | O W/C | O | | O | | O | |
| <u>HB 205</u> | Impact Fee Amendments | S. Sandstrom | This bill requires that an impact fee enactment allow, in certain circumstances, a developer to receive a credit against or proportionate reimbursement of an impact fee if the developer is a school district or charter school; requires that a local political subdivision or private entity imposing an impact fee on a school district or charter school include a provision in the impact fee enactment that requires credit against the impact fee for a facility that is not for the exclusive use of the school district or charter school, regardless of whether the facility is identified as a system improvement in a capital facilities plan; prohibits a local political subdivision from imposing an impact fee on a school district or charter school for: a storm water drainage system or a storm water collection system that is enclosed on school property; with certain exceptions, roadway facilities; or development activity for construction of a replacement school if the replacement school is built for a student capacity that is less than or equal to a 10% increase of the student capacity of the old school; and makes technical corrections. | HC | | S | | | | S | |
| <u>1SHB 205</u> | Impact Fee Amendments | S. Sandstrom | This bill requires that an impact fee enactment allow, in certain circumstances, a developer to receive a credit against or proportionate reimbursement of an impact fee, including a school district or charter school; amends requirements for a capital facilities plan; amends provisions relating to an impact fee enactment; amends provisions relating to impact fees; and makes technical corrections. | S | | S | | S | | | |
| <u>HB 215</u> | Amendments to Public Employees' Benefit and Insurance Program Act - Risk Pools | K. Garn | This bill changes the number of eligible full-time enrollees an institution of higher education must have in order to participate in the program's risk pools. | S | | | | | | | |
| <u>HB 217</u> | Income Tax Revisions | C. Wimmer | This bill reduces tax rates under the Corporate Franchise and Income Taxes chapter and the Individual Income Tax Act from 5% to 4.75%; and makes technical and conforming changes. This bill takes effect for a taxable year beginning on or after January 1, 2011. | HR | | O | | O | | O | |
| <u>HB 219</u> | Delinquent Property Tax Amendments | G. Froerer | This bill increases the penalty imposed on delinquent property taxes from 2% to 4%; provides that the penalty is only 2.5% if the delinquent property taxes and the penalty are paid by a specified date; provides that the interest rate that attaches to delinquent taxes and the penalty be: no less than 7%; and no more than 10%; and makes technical changes. This bill has retrospective operation to January 1, 2010. | HC | | S | | | | | |
| <u>1SHB 219</u> | Delinquent Property Tax Amendments | G. Froerer | This bill increases the penalty imposed on delinquent property taxes from 2% to 2.5%; provides that the penalty is only 1% if the delinquent property taxes and the penalty are paid by a specified date; provides that the interest rate that attaches to delinquent taxes and the penalty be: no less than 7%; and no more than 10%; and makes technical changes. This bill takes effect July 1, 2010. | PHS | | S | | W | | S | |

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| <u>HB 233</u> | Retirement Office Amendments | D. Ipson | This bill provides that only two of the four appointed Utah State Retirement Board members, with experience in investments or banking, can be appointed every two years; provides that any defined contribution balance based on employer contributions not just service credit must be forfeited when service credit is purchased; provides that purchase of service credit made on or after July 1, 2010, shall be made in accordance with rules in effect at the time the purchase is completed, and the cost of the purchase will not be recalculated at the time of retirement; provides that payments made for a salary protection program for a disabled employee shall be paid over the period of the disability and shall not include settlement or lump sum payments; clarifies that a member may not be employed on the retirement date by any other participating employer in the same system from which the member is retiring; provides that after the date of disability, cost-of-living increases to any offsetting benefits may not be considered in calculating monthly disability benefits; and provides that monthly disability benefits shall cease when the eligible employee dies. | S | | S | | S | | | H |
| <u>HB 246</u> | Retirement Benefits for Charter School Employees | C. Watkins | This bill provides that a member, a participating employer, or a member and a participating employer jointly may purchase service credit equal to the period of the member's employment in a charter school located within the state if the member forfeits certain retirement benefits under any other retirement system or plan for the period of employment to be purchased; and makes technical changes. | SR | | N | | S | | | |
| <u>HB 259</u> | Property Tax Amendments | W. Harper | This bill modifies the time at which certain qualifications for a county assessor in a county of the first, second, or third class are determined; expands a requirement to conduct an annual update of property values using a mass appraisal system so that the requirement applies to assessors in counties of the third, fourth, fifth, and sixth class in addition to county assessors in first and second class counties; modifies the time within which a taxpayer may file an appeal relating to the value of personal property; modifies the amounts associated with the homestead exemption; and prohibits a person from claiming a homestead exemption for property acquired as a result of criminal activity. | HC | | S | | | | | |
| <u>1SHB 259</u> | Property Tax Amendments | W. Harper | This bill moves the authority to fill a vacancy in the office of county assessor from the county executive to the county legislative body; modifies the time at which certain qualifications for a county assessor in a county of the first, second, or third class are determined; expands a requirement to conduct an annual update of property values using a mass appraisal system so that the requirement applies to assessors in counties of the third, fourth, fifth, and sixth class in addition to county assessors in first and second class counties; modifies the distribution of certain funds from the multicounty assessing and collecting levy; modifies a provision relating to a property tax notice that the county auditor is required to provide; modifies the time within which a taxpayer may file an appeal relating to the value of personal property; prohibits a person from claiming a homestead exemption for property acquired as a result of criminal activity; and modifies provisions relating to the multicounty assessing and collecting levy. | H | | S | | | | | |
| <u>2SHB 259</u> | Property Tax Amendments | W. Harper | This bill moves the authority to fill a vacancy in the office of county assessor from the county executive to the county legislative body; modifies the time at which certain qualifications for a county assessor in a county of the first, second, or third class are determined; expands a requirement to conduct an annual update of property values using a mass appraisal system so that the requirement applies to assessors in counties of the third, fourth, fifth, and sixth class in addition to county assessors in first and second class counties; modifies the distribution of certain funds from the multicounty assessing and collecting levy; modifies a provision relating to a property tax notice that the county auditor is required to provide; modifies the time within which a taxpayer may file an appeal relating to the value of personal property; prohibits a person from claiming a homestead exemption for property acquired as a result of criminal activity; and modifies provisions relating to the multicounty assessing and collecting levy. | S | | | | N | | | |
| <u>HB 268</u> | Public School Innovations | K. Grover | This bill specifies the purposes of the Innovation Schools Act; defines terms; allows a school or group of schools in a school district to create an innovation plan and adopt the plan upon approval by the local school board and State Board of Education; specifies suggested innovations; encourages a school and local school board to seek and accept public and private grants, gifts, and donations to implement an innovation plan; provides that a school or group of schools that implements an innovation plan: is exempt from certain laws; and may seek removal from a collective bargaining agreement; requires the State Board of Education to report on schools implementing innovation plans; and makes technical amendments. | HC | O | SC | U | O | O | W | O |
| <u>HB 282</u> | Local Government Amendments | S. Sandstrom | This bill amends the definition of "educational facility"; and makes technical corrections. | HC | | S | | | | | |

2010 EDUCATION-RELATED BILLS

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|-----------------|---|--------------|--|---------|------|---------------|-----|-----------|-------|-------|------|
| <u>1SHB 282</u> | Local Government Amendments | S. Sandstrom | This bill amends the definition of "educational facility"; and makes technical corrections. | S | | | | | | | |
| <u>HB 292</u> | Equalization of Funding for Divided School Districts | J. Bird | This bill creates the divided school district levy; requires equalization of school property taxes at a certain amount per student when a school district is divided; sets the rate for the divided school district levy; requires the state superintendent to report certain information; requires county officials to perform certain functions; modifies the notice and public hearing requirements for property tax increases related to the equalization of school property taxes in a divided school district; defines terms; and makes technical changes. This bill has retrospective operation for a taxable year beginning on or after January 1, 2010. | FHC | | N W/C | | N | | | |
| <u>HB 295</u> | Expanded Uses of School District Property Tax Revenue | P. Painter | This bill allows a local school board to use revenue collected from certain property tax levies for educators' salaries for fiscal year 2010-11 only; and makes technical changes. | HC | | S | | SC | | S | |
| <u>1SHB 295</u> | Expanded Uses of School District Property Tax Revenue | K. Sumsion | This bill allows a local school board to use revenue collected from certain property tax levies for maintenance and operations for fiscal years 2010-11 and 2011-12; requires a local school board to notify taxpayers of certain uses of property tax revenue; and makes technical changes. | H | | | | | | | |
| <u>HB 317</u> | Property Tax Notices Amendments | G. Froerer | This bill requires certain property tax notices to show certain information; and makes technical changes. | HC | | S | | | | | |
| <u>HB 321</u> | Bond Election Notification Revisions | G. Hughes | This bill requires a voter information pamphlet to be prepared for certain bond elections and mailed to all households containing a registered voter who is eligible to vote on the bonds; requires additional information to be provided in a voter information pamphlet prepared for a bond election; changes ballot notification requirements by: requiring additional information to be provided on the ballot; deleting a provision requiring the type of bond to be identified on the ballot; and deleting a provision requiring notification of payment sources if the bond is payable from tax proceeds and operating revenues; and makes technical changes. | H | | S | | | | | |
| <u>HB 323</u> | School and Institutional Trust Lands Amendments | K. Sumsion | This bill creates a separate line item in the attorney general's budget for certain legal purposes; appropriates money from the Land Grant Management Fund to fund the legal challenge of certain actions; and makes technical changes. This bill appropriates as an ongoing appropriation subject to future budget constraints, \$1,000,000 from the Land Grant Management Fund for the fiscal year 2010-11 to the Office of the Attorney General. | HC | | N | | | O | O | |
| <u>1SHB 323</u> | School and Institutional Trust Lands Amendments | K. Sumsion | This bill creates a separate line item in the attorney general's budget for certain legal purposes; appropriates money from the Land Grant Management Fund to fund the legal challenge of certain actions; requires the attorney general to: consult with the School and Institutional Trust Lands Board before expending the money; and report to the Legislature; provides a repeal date for certain provisions; and makes technical changes. This bill appropriates: as an ongoing appropriation subject to future budget constraints, \$1,000,000 from the Land Grant Management Fund for the fiscal year 2010-11 to the Office of the Attorney General. | H | H | | | W | | | |
| <u>HB 324</u> | Public Lands Litigation | K. Sumsion | This bill directs the attorney general to file: certain eminent domain H. or quiet title .H actions to facilitate the state's ability to manage school and institutional trust lands; and an action to enforce a section of the Utah Enabling Act. | H | | | | | | | |
| <u>1SHB 324</u> | Public Lands Litigation | K. Sumsion | This bill appropriates money from the Land Exchange Distribution Account to the Constitutional Defense Restricted Account for legal services and just compensation for property taken; directs the attorney general to file certain eminent domain or quiet title actions on property possessed by the federal government; authorizes the attorney general to file an action to enforce a section of the Utah Enabling Act; and makes technical changes. This bill appropriates \$1,000,000 from the Land Exchange Distribution Account for fiscal years 2010-11, 2011-12, and 2012-13 only to the Constitutional Defense Council Restricted Account. | SR | | | | | | | |
| <u>HB 333</u> | Reemployed Retiree Contribution Amendments | D. Litvack | This bill defines certain terms; prohibits employer contributions to a qualified defined contribution plan made by a participating employer who hires a retiree, if the retiree begins the reemployment on or after July 1, 2010; allows the contributions made by a participating employer who hires a retiree to continue and to be credited to the retiree-designated qualified defined contribution plan, if the retiree began the reemployment before July 1, 2010; and makes technical changes. This bill takes effect on July 1, 2010. | HC | | | | SC W/C | | | |
| <u>HB 347</u> | Guardianship Amendments | K. Powell | This bill defines terms; creates a method within the courts for the appointment of a guardian or conservator for a minor or an incapacitated adult; eliminates a local school board's ability to designate guardians for students within their district; eliminates expedited guardianship proceedings for residents of the Utah State Developmental Center; and makes technical corrections. This bill takes effect on July 1, 2011. | HR | | S | | | | | |

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|--------------------------|---|--------------|--|---------|------|---------------|-----|-----|-------|-------|------|
| HB 350 | Club Teams in Public Schools | S. Sandstrom | This bill defines the term "school facilities use" to include access to: a school building, premises, or playing field; or a limited public forum; allows a school to set the number of hours per month noncurricular clubs may have school facilities use, provided all noncurricular clubs are treated equally; and makes technical amendments. | FHC | | LI | | | | | |
| HB 354 | Finance Amendments for Financially Distressed School Districts | C. Watkins | This bill allows a financially distressed school district to use revenue collected from the school district's capital outlay levy for general fund purposes for three years; and makes technical changes. | HR | | | | | | | |
| HB 355 | Legal Guardianship Amendments | S. Sandstrom | This bill increases the burden of proof that a school district must demonstrate to object to a court appointment of a guardian for a minor if certain evidence is met; requires attorney fees to be paid in certain circumstances; and makes technical changes. | HC | U | O | | O | | | |
| 1SHB 355 | Legal Guardianship Amendments | S. Sandstrom | This bill requires attorney fees to be paid in certain circumstances; and makes technical changes. | SR | | | | | | | |
| HB 367 | Guardianship Residency Requirements | L. Black | This bill requires an individual seeking guardianship to provide evidence relating to the minor's school attendance and intention of becoming a permanent state resident; requires a court to deny guardianship in certain circumstances; and conduct an evidentiary hearing in certain circumstances; permits a school district to object to the appointment of a guardian and conduct discovery in certain circumstances; and makes technical changes. | HR | U | S | | S | | | |
| HB 386 | Interstate Compact on Educational Opportunity for Military Children | G. Hughes | This bill enacts the Interstate Compact on Educational Opportunity for Military Children, which includes provisions for transferring military children relating to: defining terms; applicability of the compact; transfer of educational records and enrollment; placement and attendance; eligibility for enrollment and extracurricular participation; graduation; and other administrative and legal parameters; establishes the State Council on Military Children; provides for the appointment of the state's representative on the Interstate Commission on Educational Opportunity for Military Children; and makes technical changes. | H | | U | | | | | |
| HB 393 | Advertisements on School Buses | J. Bird | This bill allows a local school board or charter school governing board to sell advertising space on the exterior of a school bus; requires a local school board or charter school governing board to adopt guidelines for the type of advertising permitted on a school bus; prohibits certain types of advertising on a school bus; and requires the Department of Transportation to make rules governing the placement and size of an advertisement on a school bus. | FHC | O | S | | S | | O | |
| HB 433 | Foreign Exchange Student Amendments | C. Wimmer | This bill requires a school district or charter school to accept a student participating in a foreign exchange program if another student from the same school is participating in the same exchange program outside the country; and makes technical changes. | H | | U | | | | | |
| HB 454 | Maternity Leave for School Employees | J. Fisher | This bill requires a school district or charter school to allow a public school employee to use up to six weeks of accrued leave for the birth or adoption of a child; requires a public school employee to give a school district or charter school 30 days notice before taking accrued leave for the birth or adoption of a child; provides certain requirements to be met before taking certain accrued leave; and defines terms. This bill takes effect on July 1, 2010. | HC | | O | | | | | |
| HJR 3 | Joint Resolution on Teacher Performance Pay | M. Poulson | This resolution recommends that the goal of any future efforts to develop performance pay or differentiated pay plans for public school teachers should be to ensure that there is a quality teacher in every classroom; and recommends that any proposed performance pay or differentiated pay plan for public school teachers should promote student achievement and support quality instruction, be adequately funded by a sustainable revenue source, promote collaboration, be flexible and responsive to local needs, use fair and objective criteria, be open to all who are eligible, and be in alignment with existing programs and school improvement plans. | PHS | S | S | S | S | S | S | O |
| HJR 5 | Joint Resolution on Clean Air | C. Moss | This resolution encourages Utahns to eliminate unnecessary idling of their motor vehicles to protect public health and the environment, reduce air pollution, conserve fuel, and protect motor vehicle performance. | PHS | | S | S | S | | S | |
| HJR 20 | Green Schools Joint Resolution | M. Wheatley | This joint resolution of the Legislature encourages the Utah State Board of Education and Utah's school districts to consider ways to establish green schools in the state of Utah. | HFI | | LI | S | S | | | |

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|---------------|---|-----------------|--|---------|------|---------------|-----|----------|-------|-------|------|
| <u>HJR 24</u> | Joint Resolution on Equal Treatment by Government | C. Oda | This resolution proposes to amend the Utah Constitution to: prohibit the State, public institutions of higher education, and political subdivisions from discriminating against or granting preferential treatment to any individual or group on the basis of race, sex, color, ethnicity, or national origin with respect to public employment, public education, or public contracting; and provide exceptions; authorize the Legislature to provide a remedy for a violation and provide limits for a remedy; and provide that the prohibition is self-executing. This resolution directs the lieutenant governor to submit this proposal to voters. This resolution provides a contingent effective date of January 1, 2011 for this proposal. | H | | O | | O | | | |
| <u>HJR 25</u> | Joint Resolution Regarding School Fees and Supplies | K. Powell | This resolution proposes to amend the Utah Constitution to: modify the nature of the secondary school fees that the Legislature may authorize to be imposed; authorize the Legislature to allow: a requirement that elementary and secondary school students provide their own school supplies or pay a fee for those supplies; and the granting of waivers for fees or a requirement to provide school supplies, in the case of financial hardship; and . make technical changes. This resolution directs the lieutenant governor to submit this proposal to voters. This resolution provides a contingent effective date of January 1, 2011 for this proposal. | HC | | H | H | N | | O | |
| <u>SB 1</u> | State Agency and Higher Education Base Budget | L. Hillyard | This bill provides appropriations for the use and support of certain state agencies; provides appropriations for the use and support of certain institutions of higher education; provides appropriations for other purposes as described; approves employment levels for internal service funds; approves capital acquisition amounts for internal service funds. This bill appropriates for fiscal year 2011: \$1,801,862,650 from the General Fund; \$122,256,600 from the Uniform School Fund; \$343,918,600 from the Education Fund; \$2,134,853,823 as a transfer from the Education Fund to the Uniform School Fund; \$6,461,690,000 from various sources as detailed in this bill. This bill takes effect on July 1, 2010. | GS | | | | W | | | |
| <u>SB 3</u> | Current Fiscal Year Supplemental Appropriations | L. Hillyard | This bill provides budget increases and decreases for the use and support of certain state agencies; provides budget increases and decreases for the use and support of certain institutions of higher education; provides budget increases and decreases for other purposes as described. This bill appropriates for fiscal year 2010: (\$33,216,100) from the General Fund; (\$2,397,200) from the Uniform School Fund; \$701,200 from the Education Fund; (\$2,397,200) as a transfer from the Education Fund to the Uniform School Fund; \$135,916,600 from various sources as detailed in this bill. This bill takes effect immediately. | SR | | | | | | | |
| <u>ISSB 3</u> | Current Fiscal Year Supplemental Appropriations | L. Hillyard | This bill provides budget increases and decreases for the use and support of certain state agencies; provides budget increases and decreases for the use and support of certain institutions of higher education; provides budget increases and decreases for other purposes as described. This bill appropriates for fiscal year 2010: (\$33,216,100) from the General Fund; (\$2,397,200) from the Uniform School Fund; \$701,200 from the Education Fund; (\$2,397,200) as a transfer from the Education Fund to the Uniform School Fund; \$135,916,600 from various sources as detailed in this bill. This bill takes effect immediately. | GS | | | | W | | | |
| <u>SB 16</u> | Utah Performance Assessment System for Students (U-pass) Amendments | H. Stephenson | This bill provides for the statewide assessment of students in grades 2-12 in basic skills courses using criterion-referenced tests or online computer adaptive tests, as determined by the State Board of Education; eliminates a cap on the number of school districts and charter schools that may participate in a pilot assessment system; extends the pilot assessment systems through July 1, 2015; eliminates the requirement to administer a statewide norm-referenced test in grades 3, 5, and 8; and makes technical amendments. | PSH | S | S | | S W/C | S | S | |
| <u>SB 37</u> | Impact Fee Revisions | W. Niederhauser | This bill defines terms; amends public notice requirements; directs a local government entity to refund an impact fee if a court ruling is consistent with an advisory opinion issued by the Office of Property Rights Ombudsman on the impact fee; and makes technical corrections. | PSH | | | | | | | |
| <u>SB 42</u> | Retirement Eligibility Modifications | D. Liljenquist | This bill provides, through a graduated scale, a zero to five year increase in the number of years of service credit a member must accrue to retire at any age based on years of service credit accrued on July 1, 2011 from the current: 30 years to 35 years in the Public Employees' Contributory and Noncontributory Retirement Systems; provides that, in the Public Employees' Contributory and Noncontributory Retirement Systems, if a retiree is less than 65 years of age and has not accrued the years of service credit needed to retire at any age, and the allowance is reduced by the full actuarial amount instead of 3% for each year of retirement from age 60 to age 65. This bill takes effect on July 1, 2011. | SR | | H | | O | O | O | O |

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| <u>SB 43</u> | Post-retirement Employment Amendments | D. Liljenquist | This bill defines terms; repeals a requirement that a participating employer who hires a retiree contribute the same percentage of a retiree's salary that the participating employer would have been required to contribute if the retiree were an active member of the retirement system; requires a participating employer who hires a retiree to contribute the amortization rate for the reemployed retiree to the retirement system that would have covered the retiree in the new position; provides that a retiree from the Utah State Retirement System who returns to work with a participating employer on or after July 1, 2010 is returned to active member status to earn additional service credit but: the retiree's allowance is canceled; and the employer's retirement contribution is made to the retirement system on behalf of the retiree for additional service credit; provides that a retiree who begins reemployment on a part-time basis with any participating employer on or after July 1, 2010 is subject to certain earnings limitations; and repeals the maximum allowance that a member may receive for a member who initially retires on or after July 1, 2010, in the various systems. This bill takes effect on July 1, 2010. | SC | SC | H | | O | O | O | O |
| <u>1SSB 43</u> | Post-retirement Employment Amendments | D. Liljenquist | This bill defines certain terms; repeals a requirement that a participating employer who hires a retiree contribute the same percentage of a retiree's salary that the participating employer would have been required to contribute if the retiree were an active member of the retirement system; provides that a participating employer who hires a retiree before July 1, 2010: may not contribute an amount that exceeds the normal cost rate to a qualified defined contribution plan; provides that a retiree from the Utah State Retirement System who initially returns to work with a participating employer on or after July 1, 2010, is returned to active member status to earn additional service credit but: the retiree's allowance is cancelled; and the employer's retirement contribution is made to the retirement system on behalf of the retiree for additional service credit; provides exceptions to the allowance cancellation for reemployed retirees who initially return to work with a participating employer on or after July 1, 2010, if the retirees' reemployment status: is seasonal, temporary, or part-time and the employment does not exceed 750 hours of work per calendar year; and does not begin sooner than six months after the retirement date, if the reemployment is with the same agency; and makes technical changes. | HC | | O | | O | O | | |
| <u>3SSB 43</u> | Post-retirement Employment Amendments | D. Liljenquist | This bill defines certain terms; repeals a requirement that a participating employer who hires a retiree contribute the same percentage of a retiree's salary that the participating employer would have been required to contribute if the retiree were an active member of the retirement system; provides that a participating employer who hires a retiree before July 1, 2010 may not contribute an amount that exceeds the normal cost rate to a qualified defined contribution plan; provides that a retiree from the Utah State Retirement System who returns to work with a participating employer on or after July 1, 2010, is returned to active member status to earn additional service credit if the retiree is reemployed within one year from retirement; provides that a retiree who returns to work with a participating employer after a year from the date of retirement may elect to either: receive a retirement allowance and forfeit any retirement contribution related to the reemployment; or cancel the retiree's retirement allowance and earn additional service credit for the period of reemployment; requires a participating employer to pay the amortization rate to the retirement system that would have covered the retiree who is: reemployed after July 1, 2010; and receiving a retirement allowance; and makes technical changes. This bill takes effect on July 1, 2010. | PSH | | | | | | | |
| <u>SB 49</u> | Vending Machines in Public Schools | P. Jones | This bill provides a list of allowed beverages that may be sold in vending machines at elementary and secondary schools; and establishes compliance dates. | SR | | H | | | O | U | S |
| <u>1SSB 49</u> | Vending Machines in Public Schools | P. Jones | This bill provides a list of allowed beverages and non-beverage items that may be sold in vending machines at public schools; and establishes compliance dates. | SC | S | | SC | | O | | |
| <u>2SSB 49</u> | Vending Machines in Public Schools | P. Jones | This bill requires the State Board of Education to establish rules that set standards related to the beverage and non-beverage items that may be sold in vending machines at public schools; allows a local school board to choose different vending machine content standards from those suggested by the state board; establishes reporting requirements for local boards in certain situations; and requires the state board to provide local boards with certain information. | SC | | LI | | | O | LI | |
| <u>4SSB 49</u> | Vending Machines in Public Schools | P. Jones | This bill provides a list of allowed beverages and non-beverage items that may be sold in vending machines at public schools; and establishes compliance dates. | SR | | LI | | SC | O | | |

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| SB 54 | Health Education Amendments | S. Urquhart | This bill directs the State Board of Education to: establish curriculum requirements that include instruction in human development, healthy relationships, and reproductive health, including a general discussion of contraception with its benefits and limitations; and select instructional materials for use in a general discussion of contraception with its benefits and limitations; imposes restrictions relating to health instruction; requires that instructional materials for health instruction provide opportunities for interaction between a student and the student's parent or guardian; and makes technical amendments. | SR | | S | SC | S | S | S | |
| SB 55 | Authorization of Charter Schools by Higher Education Institutions | J. Adams | This bill defines terms; subject to approval by the State Board of Education, allows a board of trustees of a higher education institution to enter into an agreement with certain individuals or entities to establish and operate a charter school; allows a fee to be charged for a board of trustees' costs of providing oversight and technical support to a charter school; and makes technical amendments. | PSH | N | O | | S | O | O | |
| SB 56 | School Reporting Amendments | K. Morgan | This bill modifies the state superintendent's annual report of the public school system by: requiring reporting of data on average class sizes calculated in accordance with State Board of Education rule; modifying the reporting of pupil-teacher ratios; and deleting the reporting of pupil-adult ratios; directs the State Board of Education to adopt rules for the calculation of average class size and specifies certain requirements for the rules; requires the State Board of Education, a school district, and a charter school to calculate and report average class size in a school performance report in accordance with rules adopted by the State Board of Education; and makes technical amendments. | HC | O | S W/C | S | S | | | |
| SB 57 | Local School Board Budget Procedures | D. Stowell | This bill modifies requirements regarding notice of a public hearing on a proposed school district budget; requires a local school board to post a proposed budget on the school district's Internet website 10 days prior to a public hearing on the proposed budget; and makes technical amendments. | PSH | | S | | S | | | |
| SB 59 | At-risk Student Provisions | | This bill requires a local school board or governing board of a charter school to enact certain gang prevention and intervention policies; and makes technical changes. | HR | | U W/C | | S | | | |
| SB 63 | New Public Employees' Tier II Contributory Retirement Act | D. Liljenquist | This bill modifies the Utah State Retirement and Insurance Benefit Act to provide for modified retirement benefits for new public employees. | SC | SC | O | | | O | O | O |
| 1SSB 63 | New Public Employees' Tier II Contributory Retirement Act | D. Liljenquist | This bill modifies the Utah State Retirement and Insurance Benefit Act to provide for modified retirement benefits for new public employees. | S | | | | | | | |
| 2SSB 63 | New Public Employees' Tier II Contributory Retirement Act | D. Liljenquist | This bill modifies the Utah State Retirement and Insurance Benefit Act to provide for modified retirement benefits for new public employees and new public safety and firefighter employees. | H | | | | O | | O | |
| 3SSB 63 | New Public Employees' Tier II Contributory Retirement Act | D. Liljenquist | This bill modifies the Utah State Retirement and Insurance Benefit Act to provide for modified retirement benefits for new public employees and new public safety and firefighter employees. | PSH | | S | | | | | |
| SB 66 | Public School Extracurricular Activities for Home School and Private School Students | M. Madsen | This bill provides that a minor who is enrolled in a private school or a home school shall be eligible to participate in extracurricular activities at a public school; provides that, with certain exceptions, a private school or a home school student may only participate in extracurricular activities at the public school within whose boundaries the student's custodial parent or legal guardian resides or a public school from which the student withdrew; provides that, with certain exceptions, private school students and home school students shall be eligible for extracurricular activities at a public school consistent with eligibility standards for fully enrolled public school students; and makes technical changes. | S | O | O | | O | O | O | |
| SB 73 | Sales and Use Tax Exemption Relating to Aircraft | C. Bramble | This bill defines terms; enacts a sales and use tax exemption for certain sales of tangible personal property to or by an aircraft maintenance, repair, and overhaul provider; and makes technical and conforming changes. This bill takes effect on July 1, 2010. | HR | | | | O | | | |
| SB 77 | School District Leave Policies | M. Dayton | This bill prohibits a local school board from granting paid association leave; requires reimbursement to a school district of the costs for certain employees, including benefits, for the time that the employee is on unpaid association leave; and makes technical changes. | S | | LI | | O | O | O | O |

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| <u>1SSB 77</u> | School District Leave Policies | M. Dayton | This bill prohibits a local school board from granting paid association leave for certain employee association or union duties; requires reimbursement to a school district of the costs for certain employees, including benefits, for the time that exceeds 10 business days that the employee is on: unpaid association leave; or participating in certain paid association leave activities; defines terms; and makes technical changes. | PS | | LI | | O | S | O | O |
| <u>SB 87</u> | School Property Tax Equalization Revisions | G. Davis | This bill repeals the requirement to impose and distribute certain school capital outlay property tax revenues in school districts located within a first class county or divided school district; and makes technical changes. This bill has retrospective operation for a taxable year beginning on or after January 1, 2010. | SR | | H | | N | | | |
| <u>SB 89</u> | Legal Notice Amendments | S. Urquhart | This bill clarifies publication requirements for a notice subject to legal notice publication and the Open and Public Meetings Act; modifies county and municipal provisions relating to notice on the adoption or modification of land use ordinances; modifies an advertisement for bids publication requirement applicable to the Department of Transportation; and makes technical corrections. | SC | | | | | | | |
| <u>1SSB 89</u> | Legal Notice Amendments | S. Urquhart | This bill modifies provisions relating to public notices on websites; modifies provisions requiring the publication of notice of a public meeting or hearing so that the notice is published on the Utah Public Notice Website rather than a website for legal notices; clarifies publication requirements for a notice subject to legal notice publication and the Open and Public Meetings Act; adds a requirement to publish notice to the Utah Public Notice Website to certain provisions requiring the publication of notice; modifies an advertisement for bids publication requirement applicable to the Department of Transportation; and makes technical changes. This bill coordinates with H.B. 216, Incorporation of a Town Amendments, by providing superseding, technical amendments. | HR | | | | LI | | | |
| <u>SB 92</u> | Amendments to Revenue and Taxation Title | C. Bramble | This bill modifies penalties related to a tax under Title 59, Chapter 7, Corporate Franchise and Income Taxes, or Title 59, Chapter 10, Individual Income Tax Act; addresses the amount of income tax required to be paid to avoid a penalty if a person makes estimated tax payments and receives an extension of time to file a return; enacts estimated tax payment requirements under Title 59, Chapter 10, Individual Income Tax Act, including: defining terms; establishing a required annual payment; establishing procedures and requirements for making an estimated tax payment; providing a penalty for failure to pay or underpaying an estimated tax payment; authorizing the State Tax Commission to waive, reduce, or compromise the penalty for failure to pay or underpaying an estimated tax payment; granting rulemaking authority to the State Tax Commission under certain circumstances; and requiring the State Tax Commission to summarize the estimated tax payment provisions in a conspicuous place on the State Tax Commission's website; and making technical and conforming changes. | SC | | | | | | | |
| <u>1SSB 92</u> | Amendments to Revenue and Taxation Title | C. Bramble | This bill modifies penalties related to a tax under Title 59, Chapter 7, Corporate Franchise and Income Taxes, or Title 59, Chapter 10, Individual Income Tax Act; provides that a person is not required to recalculate a tax for purposes of making an installment payment under certain circumstances; addresses the amount of income tax required to be paid to avoid a penalty if a person makes estimated tax payments and receives an extension of time to file a return; enacts estimated tax payment requirements under Title 59, Chapter 10, Individual Income Tax Act, including: defining terms; establishing a required annual payment; establishing procedures and requirements for making an estimated tax payment; providing a penalty for failure to pay or underpaying an estimated tax payment; authorizing the State Tax Commission to waive, reduce, or compromise the penalty for failure to pay or underpaying an estimated tax payment; granting rulemaking authority to the State Tax Commission under certain circumstances; and requiring the State Tax Commission to summarize the estimated tax payment provisions in a conspicuous place on the State Tax Commission's website; and making technical and conforming changes. | SC | S | S | | S | | | |
| <u>SB 94</u> | Supplemental Benefit Amendments for Noncontributory Public Employees | D. Liljenquist | This bill removes for employees that began full-time employment with the state or its educational institutions on or after July 1, 1986, the requirement that 1.5% of salary be paid into the 401(k) account of state and educational institution employees in the Public Employees' Noncontributory Retirement System; requires a participating employer to determine whether an employee is eligible to receive the 1.5% of salary nonelective contribution; provides a maximum 12 month look-back period to correct errors in the nonelective contribution; and makes technical changes. This bill takes effect on July 1, 2010. | SFI | SC | H | | O | O | O | O |
| <u>SB 110</u> | Revisor's Statute | M. Dayton | This bill modifies parts of the Utah Code to make technical corrections including eliminating references to repealed provisions, making minor wording changes, updating cross references, correcting numbering, and fixing errors that were created from the previous year's session. | PSH | | | | | | | H |

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| <u>SB 119</u> | Special Elections Modifications | H. Stephenson | This bill limits the date of a special election called by a local political subdivision to the first Tuesday after the first Monday in November for: a bond or debt issue; a voted leeway program; an initiative; a referendum; and a sales tax issue; and makes technical changes. | S | | O | | | S | O | |
| <u>2SSB 119</u> | Special Elections Modifications | H. Stephenson | This bill prohibits a local political subdivision from holding a local special election for a bond, levy, leeway, or sales tax issue without a unanimous vote of the local legislative body; limits the date of a special election called by a local school board to the first Tuesday after the first Monday in November except when creating a new school district; and makes technical changes. This bill takes effect on July 1, 2010. | H | | O | | W | | | |
| <u>SB 132</u> | Higher Education Scholarship Amendments | J. Valentine | This bill changes the day on which requirements must be completed for a New Century scholarship; requires additional grade point average or test score requirements for New Century scholarship applicants; provides transition provisions for certain changes; requires a scholarship holder to enroll full-time at an institution by the fall term immediately following graduation; gives the State Board of Regents authority to impose application deadlines and other administrative procedures for the scholarships; provides that a student may not receive both a New Century scholarship and a Regents' scholarship; and makes technical changes. | HC | | S | | S W/C | | | |
| <u>SB 144</u> | Vision Screening Amendments | W. Niederhauser | This bill provides conditions when a licensed health care professional may participate in a school district's free vision screening program; provides that significantly reduced or free vision care provided to a low income or moderate income patient through a charitable nonprofit organization does not constitute private vision care for certain purposes; and makes technical changes. | SC | S | S | | | | S | |
| <u>1SSB 144</u> | Vision Screening Amendments | W. Niederhauser | This bill provides conditions when a licensed health care professional may participate in a school district's free vision screening program; and makes technical changes. | HC | | | | S | | | |
| <u>SB 147</u> | Education Related Parent Organizations | M. Dayton | This bill amends references to parent organizations; requires the state superintendent of public instruction to appoint one person representing a parent organization as a member of an investment advisory committee for investment of Land Grant Trust Fund monies; and makes technical changes. | HC | | O | | O | O | W | |
| <u>SB 150</u> | Reading Requirements for Student Advancement | K. Morgan | This bill generally prohibits a school district from promoting a student in first, second, and third grades to the next grade level if the child is not reading at or above grade level; provides certain student exemptions; requires school districts or charter schools to provide parental notice and reading intervention; and requires the State Board of Education to make rules. | PS | O | O | | S W/C | | O | |
| <u>SB 175</u> | School District Capital Outlay Equalization Amendments | B. McAdams | This bill requires a school district in a county of the first class that receives property tax revenue from a capital outlay levy equalization program to report to the Education Interim Committee each year; requires the Education Interim Committee to consider reports of receiving school districts when determining whether to reauthorize certain capital outlay levy equalization programs; subjects certain capital outlay levy equalization programs to legislative reauthorization; and makes technical changes. This bill provides retrospective operation for a taxable year beginning on or after January 1, 2010. | S | | S | | O | | | |
| <u>2SSB 175</u> | School District Capital Outlay Equalization Amendments | B. McAdams | This bill requires a school district in a county of the first class that receives property tax revenue from a capital outlay levy equalization program to report to the Education Interim Committee each year; requires the Education Interim Committee to consider reports of receiving school districts when determining whether to reauthorize certain capital outlay levy equalization programs; subjects certain capital outlay levy equalization programs to legislative reauthorization; and makes technical changes. This bill provides retrospective operation for a taxable year beginning on or after January 1, 2010. | S | | | | | | | |
| <u>SB 188</u> | Charter School Amendments | H. Stephenson | This bill expands the membership of the State Board of Education by including a member of the State Charter School Board as a nonvoting member; removes a statutory enrollment cap on charter schools; allows the State Board of Education to approve an increase in charter school enrollment capacity subject to the Legislature appropriating funds for the increase; modifies procedures for: admitting students to charter schools; and transferring from a charter school to a school district or another charter school; modifies conflict of interest provisions applicable to charter school officers; provides for the nomination by the State Charter School Board of members of a committee that reviews requests for loans to charter schools; and makes technical amendments. | S | | S | | W | O | | |

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| <u>SB 191</u> | Governmental Accounting Amendments | L. Hillyard | This bill changes the name of certain funds to reflect the fact that they are actually restricted accounts within the General Fund; clarifies that money in a restricted account or fund does not lapse to another account or fund unless otherwise specified; provides that certain highway special revenue funds are within the Transportation Fund; establishes the Transportation Investment Fund of 2005 as a major fund type in the Utah Code; provides that the Uniform School Fund is a special revenue fund within the Education Fund; deletes obsolete accounts; and makes technical changes. | PS | | | | | | | |
| <u>SB 276</u> | Promoting Healthy Lifestyles in Public Schools | P. Jones | This bill requires the State Board of Education to develop a standard form for reporting vending machine contents and student physical activity in schools; requires a school community council to report certain information to a local board, and a local board to report to the State Board of Education; requires the State Board of Education to report to the Education and Health and Human Services Interim Committees on vending machine contents and students' physical activity; and makes technical changes. | SR | | O | | N | O | O | |

USBE Comments:

HB 194, Grants for Math Teacher Training: USBE is concerned with the funding source with no guarantee the grants will be for Utah teachers or that grantees will be employed in Utah schools.